

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Respondent,

2:95-cr-0253-GEB-PAN

vs.

2:01-cv-1226-GEB-PAN-P

ROBERT FRANK PRICE,

Movant.

ORDER

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Movant, a federal prisoner proceeding through counsel, has filed a motion to vacate, set aside, or correct his sentence pursuant to 28 U.S.C. § 2255. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local General Order No. 262.

On November 29, 2005, the magistrate judge filed findings and recommendations herein which were served on all parties and which contained notice to all parties that any objections to the findings and recommendations were to be filed

1 within ten days. Petitioner has filed objections to the findings  
2 and recommendations.

3 In accordance with the provisions of 28 U.S.C.  
4 § 636(b)(1)(C) and Local Rule 72-304, this court has conducted a  
5 de novo review of this case. Having carefully reviewed the  
6 entire file, the court finds the findings and recommendations to  
7 be supported by the record and by proper analysis.

8 Accordingly, IT IS HEREBY ORDERED that:

9 1. The findings and recommendations filed November 29,  
10 2005, are adopted in full;

11 2. Defendant's June 25, 2001, motion to vacate or  
12 set aside sentence is denied; and

13 3. The Clerk of the Court is directed to close the  
14 companion civil case, 2:01-cv-1226-GEB-PAN-P.

15 Dated: January 10, 2006

16  
17 /s/ Garland E. Burrell, Jr.  
18 GARLAND E. BURRELL, JR.  
19 United States District Judge  
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